

Remarks

Claims 1-17 are at issue. Claims 1-17 stand rejected under 35 USC 112, second paragraph as being indefinite. Claims 1-17 stand rejected under the judicially created doctrine of double patenting over claim 21 of USPN 6,167,400.

The applicant's respectfully disagree that the term "icon" is indefinite. Icon is defined in Webster's dictionary as an image. In computers the icon stands in for the associated program. In the present application, the icon which is a transform of the underlying data, stands in or is the image of the underlying data. The applicants believe this use of icon is consistent with the specification and the underlying meaning of the word. In addition, the applicant is allowed to be their own lexicographer. The rejection of claim 1-17 under 35 USC 112, second paragraph should be withdrawn.

The applicant's respectfully disagree with the Examiner's double patenting rejection. Claim 21 of USPN 6,167,400 depends from claim 20 which depends from claim 19 which depends from claim 18. The claims are directed to a sliding window search. While the system described in the claims of the present application could be used to perform a sliding window search, the system can be used for thousands of other applications. As a result, the present application is patentably distinct from USPN 6,617,400

The application has been placed in condition for allowance, prompt reconsideration and allowance are respectfully requested.

Respectfully submitted,

(Brandin)

By

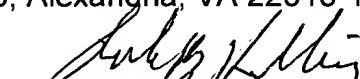


Dale B. Halling
Attorney for the Applicant
Registration No. 38,170
Phone: (719) 447-1990
Fax: (719) 447-9815

I hereby certify that a Response is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450, on:

2/27/04

Date



Signature (Dale B. Halling)